

FISCAL NOTE

Bill #: SB0327

Title: Prohibit unsolicited telephone marketing calls

Primary Sponsor: Taylor, M

Status: As Introduced

Sponsor signature	Date	Chuck Swysgood, Budget Director	Date
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Fiscal Summary

	<u>FY 2004 Difference</u>	<u>FY 2005 Difference</u>
Expenditures:		
General Fund	\$0	\$0
Revenue:		
General Fund	\$0	\$0
Net Impact on General Fund Balance:	\$0	\$0

- | | |
|---|--|
| <input type="checkbox"/> Significant Local Gov. Impact | <input checked="" type="checkbox"/> Technical Concerns |
| <input type="checkbox"/> Included in the Executive Budget | <input type="checkbox"/> Significant Long-Term Impacts |
| <input checked="" type="checkbox"/> Dedicated Revenue Form Attached | <input type="checkbox"/> Needs to be included in HB 2 |

Fiscal Analysis

ASSUMPTIONS:

Department of Administration

1. The department estimates that fewer than 100 individuals will sign up to receive telephone solicitations.
2. Costs of establishing the do-call database would be nominal and would be absorbed into the department's current workload.
3. A residential subscriber will be listed in the database without cost. There will be no funds received from penalties under Section 5 in the 2005 biennium. A Dedicated Revenue Form is attached although the account is not expected to be used in the 2005 biennium.

Supreme Court

4. The District Courts may see increased civil cases as a result of this bill; however, there would likely be insignificant numbers of cases to warrant additional resources. The waiting period for hearing cases on the court's dockets could increase.
5. There is no fiscal impact as a result of this bill.

TECHNICAL NOTES:

1. The bill as drafted is not clear whether the intent is to have notice given to the attorney general or to the department of administration. Section 2 makes reference to the attorney general in accordance with Section 3. However, Section 3 and the rest of the bill place responsibility for the do-call list with the Department of Administration.

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(continued)

DEDICATION OF REVENUE:

- a) Are there persons or entities that benefit from this dedicated revenue that do not pay?
(please explain) No. Only those requesting service will pay.

- b) What special information or other advantages exist as a result of using a state special revenue fund that could not be obtained if the revenue were allocated to the general fund?
New program will be in one account.

- c) Is the source of revenue relevant to current use of the funds and adequate to fund the program activity that is intended? Yes / No (if no, explain) Yes

- d) Does the need for this state special revenue provision still exist? ☒ Yes ☐ No (Explain)

- e) Does the dedicated revenue affect the legislature's ability to scrutinize budgets, control expenditures, or establish priorities for state spending? (Please Explain) No, the Legislature will be able to review fully.

- f) Does the dedicated revenue fulfill a continuing, legislatively recognized need? (Please Explain) This is a new account being established by the Legislature.

- g) How does the dedicated revenue provision result in accounting/auditing efficiencies or inefficiencies in your agency? (Please Explain. Also, if the program/activity were general funded, could you adequately account for the program/activity?) Either way would be fine. It also could be accounted for separately in an existing state special revenue account.